



CALIFORNIA STATE
PUBLIC WORKS BOARD

EDMUND G. BROWN JR. • GOVERNOR

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STATE PUBLIC WORKS BOARD

September 17, 2015

MINUTES

PRESENT:

Ms. Eraina Ortega, Chief Deputy Director, Department of Finance
Mr. Malcolm Dougherty, Director, Department of Transportation
Mr. Esteban Almanza, Chief Deputy Director, Department of General Services
Mr. Blake Fowler, Director of Public Finance, State Treasurer
Mr. Tom Yowell, Chief Administrative Office, State Controller

CALL TO ORDER AND ROLL CALL:

Ms. Eraina Ortega, Chairperson of the Board called the meeting to order at 3:00 p.m.
Ms. Manerva Cole, Executive Assistant for the Board, called the roll. A quorum was established.

BOND ITEMS:

The first order of business was to consider two Bond items. Bond items three and four were pulled from the meeting. Ms. Lukenbill presented the Bond Items.

Bond Item 1: If approved would adopt a resolution to authorize the sale of Public Works Board Refunding Bonds – Department of General Services 2015 Series F bonds, for Various State Office Buildings and approve forms of and authorize the execution and/or delivery of the documents described in the resolution, plus other related actions. This sale will fully refund the Board's 2002 Series A, 2002 Series C, 2003 Series D and 2005 Series A bonds.

Staff recommended adoption of the resolution.

There were no comments or questions from the Board or the public.

A motion was made by Mr. Yowell and seconded by Mr. Almanza to adopt the resolution. The resolution was approved by a 5-0 vote (Ms. Ortega, Mr. Dougherty, Mr. Yowell, Mr. Fowler, and Mr. Almanza all voting aye).

Bond Item 2: If approved would adopt a resolution to authorize the sale of Public Works Board Refunding Bonds – Department of Health Services, 2015 Series G bonds, Richmond Laboratory and approve forms of and authorize the execution and/or delivery of the documents described in the resolution plus, other related actions. This sale will fully refund the Board's 2005 Series B and 2005 Series K bonds, and will cash defease the outstanding maturity from 2012 Series J.

Staff recommended adoption of the resolution.

There were no comments or questions from the Board or the public.

A motion was made by Mr. Almanza and seconded by Mr. Dougherty to adopt the resolution. The resolution was approved by a 5-0 vote (Ms. Ortega, Mr. Dougherty, Mr. Yowell, Mr. Fowler, and Mr. Almanza all voting aye).

CONSENT ITEMS:

Ms. Lukenbill informed the Board the Consent Calendar consists of Items 1 and 2.

In summary, the Consent Calendar included the following items:

- 1 request to consider consenting to an Easement Deed granting public access over state-owned property to the City of Hanford
- 1 request to approve Performance Criteria for construction of a new CHP facility in Truckee

Staff recommended approval of the Consent Calendar consisting of Consent Items 1 through 2.

There were no comments or questions from the Board or the public.

A motion was made by Mr. Dougherty and seconded by Mr. Almanza to approve Consent Items 1 through 2. The Consent Items were approved by a 3-0 vote (Ms. Ortega, Mr. Dougherty, and Mr. Almanza voting aye).

ACTION:

Ms. Lukenbill presented the Action Items to the Board.

Action Item 1: If approved, the requested action would adopt 11 Resolutions of Necessity authorizing the use of eminent domain to acquire properties totaling approximately 166 acres in Fresno, Kings, and Tulare Counties for the High Speed Rail Project. Harj Chima, acting as Counsel to the Board on eminent domain addressed the issues raised in the letters objections and presented the Resolutions of Necessity.

Staff recommended adoption of 11 Resolutions of Necessity authorizing the use of eminent domain to acquire properties totaling approximately 166 acres in Fresno, Kings, and Tulare Counties.

There was a question from the Board regarding a letter of opposition that was received close to the date of the meeting. Staff and the Board confirmed that the letter had project specific objections and not property specific objections.

A motion was made by Mr. Dougherty and seconded by Mr. Kim to adopt the staff recommendations. Action Item 1 was approved by a 3-0 vote (Ms. Ortega, Mr. Dougherty, and Mr. Kim voting aye).

Action Item 2: If approved, the requested action would authorize site selection of Assessor Parcel Number 036-280-009, for the High Speed Rail Project.

Staff recommended authorizing site selection of this parcel.

There were no comments or questions from the Board or the public.

A motion was made by Mr. Dougherty and seconded by Mr. Almanza to adopt the staff recommendations. Action Item 2 was approved by a 3-0 vote (Ms. Ortega, Mr. Dougherty, and Mr. Almanza voting aye).

Closed Session:

The next order of business was the Closed Session for the Board to confer with legal counsel regarding pending litigation pursuant to Government Code section 11126(e)(1) and (e)(2)(A), as follows:

1. Whittier Conservancy, a non-profit California corporation, vs. California Public Works Board; California Department of General Services; California Department of Finance, et al.

Alameda County Superior Court, Case No. RG15773639

Ms. Ortega reconvened the public Board meeting after conferring with counsel on the Whittier litigation.

NEXT MEETING:

Ms. Ortega stated the next Board meeting is scheduled for Wednesday, October 21 at 2:00 p.m. in the Room 113 at the State Capitol.

Ms. Ortega asked if there were any comments or questions from the Board or the public. There were none.

The meeting was adjourned at 3:25 p.m.